

Sixth Appellate District

San Jose, California

MONDAY, MAY 19, 2003

H025059 In re J. I., et al.; DFCS v. L.I.

H025358 In re L.I. on Habeas Corpus

The order of the juvenile court terminating parental rights as to J.I. (Santa Clara County Superior Court Case No. JD11817) is reversed. The order of the juvenile court terminating the parental rights as to J.H. (Santa Clara County Superior Court No. JD11819) is affirmed. Mother's petition for writ of habeas corpus is denied. (published)

(Premo, Acting P.J.; We concur: Bamattre-Manoukian, J., Wunderlich, J.)

Filed May 19, 2003

H024057 PEOPLE v. LOZANO

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Wunderlich, J.)

Filed May 19, 2003

H025568 TORAN v. JONES

The judgment dismissing the first and fourth causes of action against defendant Jones is reversed. The trial court is directed to vacate the order sustaining the demurrer to these causes of action without leave to amend. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

Filed May 19, 2003

H024063 PEOPLE v. SILVA

H025315 In re SILVA on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus is denied. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

Filed May 19, 2003

H023490 SCHNEIDER, et al. v. SUNTRIPS, INC.

The judgment is affirmed. (not published)

(Rushing, P.J.; We concur: Premo, J., Elia, J.)

Filed May 19, 2003

Sixth Appellate District

San Jose, California

Monday, May 19, 2003 (continued)

H025308 PEOPLE v. LOPEZ

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Elia, Acting P.J., Wunderlich, J.)
Filed May 19, 2003

TUESDAY, MAY 20, 2003

H024417 In re CYNTHIA R.; D.F.C.S. v. CYNTHIA R., et al.

The order denying appellants' section 388 petition is affirmed. The judgment (order after hearing) is affirmed. (not published)

(Premo, Acting P.J.; We concur: Bamattre-Manoukian, J., Wunderlich, J.)
Filed May 20, 2003

H024567 PEOPLE v. VICTOR A.

The order of the juvenile court is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed May 20, 2003

WEDNESDAY, MAY 21, 2003

H024296 MORALES v. THE GAP, INC.

The judgment is affirmed. (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed May 21, 2003

H023873 PEOPLE v. NGUYEN

The judgment is affirmed. (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed May 21, 2003

H024120 EBADY v. MULLIGAN

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Wunderlich, J.)
Filed May 21, 2003

Sixth Appellate District

San Jose, California

Wednesday, May 21, 2003 (continued)

H024200 IN RE DAVID T.; SANTA CRUZ HRA v. ALFREDO A., JR., et al
H024514 IN RE DAVID T.; SANTA CRUZ HRA v. ALFREDO A., JR., et al

The appeal in H024200 is dismissed as moot. The March 22, 2002 order returning the child to mother's care is affirmed. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.)

Filed May 21, 2003

THURSDAY, MAY 22, 2003

H023279 PEOPLE v. VELIZ

H025048 VELIZ on Habeas Corpus

The judgment is affirmed. Defendant's petition for a writ of habeas corpus is denied. (not published)

(Premo, J.; We concur: Rushing, P.J., Elia, J.)

Filed May 22, 2003

H024445 In re JOHN C.; DFCS v. THERESA C.

(Filed order modifying opinion; no change in the judgment.)
Appellant's petition for rehearing is denied. (not published)

(Rushing, P.J.; I concur: Elia, J.)

Filed May 22, 2003

H024261 PEOPLE v. MAYRA N.

The jurisdiction and disposition orders are affirmed. (not published)

(Wunderlich, J.; We concur: Rushing, P.J., Elia, J.)

Filed May 22, 2003

H024229 PEOPLE v. FOSTER

The judgment is modified to strike the convictions for count two, a violation of Penal Code section 666, and count four, a violation of Penal Code section 504/487, and to reduce the amount of appellant's restitution fine from \$1600 to \$800. The trial court shall correct the abstract of judgment to reflect this modification and forward a copy of the amended abstract to the Department of Corrections. As so modified, the judgment is affirmed. (not published)

(Elia, J.; We concur: Rushing, P.J., Mihara, J.)

Filed May 22, 2003

Sixth Appellate District

San Jose, California

FRIDAY, MAY 23, 2003

H024280 PEOPLE v. RANGER INSURANCE COMPANY

The judgment is affirmed. (not published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed May 23, 2003

H024384 PEOPLE v. FREITAS

The judgment is affirmed. (not published)
(Premo, Acting P.J.; We concur: Bamattre-Manoukian, J.,
Wunderlich, J.)
Filed May 23, 2003

H025265 PEOPLE v. FRANCINE C.

The judgment is reversed. The juvenile court is directed to
enter a finding that count two, false imprisonment, is not true.
(not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed May 23, 2003

H024019 PEOPLE v. CORTEZ

The judgment is affirmed. (no published)
(Premo, J.; We concur: Rushing, P.J., Elia, J.)
Filed May 23, 2003

H023048 PEOPLE v. BLACK

The judgment is affirmed. (not published)
(Elia, J.; We concur: Rushing, P.J., Mihara, J.)
Filed May 23, 2003

H023008 WANG v. SHEN, et al; CITIBANK FEDERAL SAVINGS BANK;
MURPHY, SHENEMAN, JULIAN & ROGERS

The judgment is reversed. Costs to appellants. (not
published)
(Premo, J.; We concur: Rushing, P.J., Wunderlich, J.)
Filed May 23, 2003

H023143 PEOPLE v. AJAGU

(Filed order modifying opinion; no change in the judgment.)
(not published)
(Rushing, P.J.; I concur: Premo, J.)
Filed May 23, 2003

Sixth Appellate District

San Jose, California

Friday, May 23, 2003 (continued)

H024093 HOMER J.OLSEN, INC. v. SANTA CLARA VALLEY TRANSPORTATION
AUTHORITY

The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Rushing, P.J., Premo, J.)
Filed May 23, 2003

H023092 PEOPLE v. BRACEY

By the Court*:

Appellant's petition for rehearing is granted.
Filed: May 23, 2003

*Before Rushing, P.J., Bamattre-Manoukian, J. and Wunderlich, J.

H024139 PEOPLE v. HERNANDEZ

The judgment is reversed and the matter is remanded to the
trial court with the following directions. The court shall hold
a hearing on appellant's August 9, 2001, *Miranda* motion. If it
grants this motion, it shall grant appellant's motion for a
mistrial as to counts 6 and 7. If it denies appellant's *Miranda*
motion, it shall stay the concurrent term imposed for count 7
pursuant to Penal Code section 654, prepare an amended abstract
of judgment and forward a certified copy of the abstract to the
Department of Corrections. (not published)
(Elia, J.; We concur: Rushing, P.J., Premo, J.)
Filed May 23, 2003